

Mr. Michael Shumpert, president-CEO of WOVE radio station, the only African-American owned and operated FM radio station in the Flint-Saginaw communities.

Mr. Gregory Jackson, currently the only African-American GM dealer in the Flint-Genesee County area.

Dr. Charlie Roberts, the first African-American to be appointed vice president at Mott Community College.

The Pioneer Awards recognize the great contributions African-Americans have made and are making in the community. I know my Senate colleagues will join me in honoring the achievements of these outstanding Americans.●

## RULES OF THE COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

● Mr. CHAFEE. Mr. President, in accordance with the rules of the Senate, I ask that the rules of the Committee on Environment and Public Works, adopted by the committee January 28, 1997, be printed in the RECORD.

The rules follow:

### RULES OF PROCEDURE

#### RULE 1. COMMITTEE MEETINGS IN GENERAL

(a) REGULAR MEETING DAYS: For purposes of complying with paragraph 3 of Senate Rule XXVI, the regular meeting day of the committee is the first and third Thursday of each month at 10:00 A.M. If there is no business before the committee, the regular meeting shall be omitted.

(b) ADDITIONAL MEETINGS: The chairman may call additional meetings, after consulting with the ranking minority member. Subcommittee chairmen may call meetings, with the concurrence of the chairman of the committee, after consulting with the ranking minority members of the subcommittee and the committee.

#### (c) PRESIDING OFFICER:

(1) The chairman shall preside at all meetings of the committee. If the chairman is not present, the ranking majority member who is present shall preside.

(2) Subcommittee chairmen shall preside at all meetings of their subcommittees. If the subcommittee chairman is not present, the Ranking Majority Member of the subcommittee who is present shall preside.

(3) Notwithstanding the rule prescribed by paragraphs (1) and (2), any member of the committee may preside at a hearing.

(d) OPEN MEETINGS: Meetings of the committee and subcommittees, including hearings and business meetings, are open to the public. A portion of a meeting may be closed to the public if the committee determines by rollcall vote of a majority of the members present that the matters to be discussed or the testimony to be taken—

(1) will disclose matters necessary to be kept secret in the interests of national defense or the confidential conduct of the foreign relations of the United States;

(2) relate solely to matters of committee staff personnel or internal staff management or procedure; or

(3) constitute any other grounds for closure under paragraph 5(b) of Senate Rule XXVI.

#### (e) BROADCASTING:

(1) Public meetings of the committee or a subcommittee may be televised, broadcast, or recorded by a member of the Senate press gallery or an employee of the Senate.

(2) Any member of the Senate Press Gallery or employee of the Senate wishing to televise, broadcast, or record a committee meeting must notify the staff director or the staff director's designee by 5:00 p.m. the day before the meeting.

(3) During public meetings, any person using a camera, microphone, or other electronic equipment may not position or use the equipment in a way that interferes with the seating, vision, or hearing of committee members or staff on the dais, or with the orderly process of the meeting.

### RULE 2. QUORUMS

(a) BUSINESS MEETINGS: At committee business meetings, six members, at least two of whom are members of the minority party, constitute a quorum, except as provided in subsection (d).

(b) SUBCOMMITTEE MEETINGS: At subcommittee business meetings, a majority of the subcommittee members, at least one of whom is a member of the minority party, constitutes a quorum for conducting business.

(c) CONTINUING QUORUM: Once a quorum as prescribed in subsections (a) and (b) has been established, the committee or subcommittee may continue to conduct business.

(d) REPORTING: No measure or matter may be reported by the committee unless a majority of committee members cast votes in person.

(e) HEARINGS: One member constitutes a quorum for conducting a hearing.

### RULE 3. HEARINGS

(a) ANNOUNCEMENTS: Before the committee or a subcommittee holds a hearing, the chairman of the committee or subcommittee shall make a public announcement and provide notice to members of the date, place, time, and subject matter of the hearing. The announcement and notice shall be issued at least one week in advance of the hearing, unless the chairman of the committee or subcommittee, with the concurrence of the ranking minority member of the committee or subcommittee, determines that there is good cause to provide a shorter period, in which event the announcement and notice shall be issued at least twenty-four hours in advance of the hearing.

#### (b) STATEMENTS OF WITNESSES:

(1) A witness who is scheduled to testify at a hearing of the committee or a subcommittee shall file 100 copies of the written testimony at least 48 hours before the hearing. If a witness fails to comply with this requirement, the presiding officer may preclude the witness' testimony. This rule may be waived for field hearings, except for witnesses from the Federal Government.

(2) The presiding officer at a hearing may have a witness confine the oral presentation to a summary of the written testimony.

### RULE 4. BUSINESS MEETINGS: NOTICE AND FILING REQUIREMENTS

(a) NOTICE: The chairman of the committee or the subcommittee shall provide notice, the agenda of business to be discussed, and the text of agenda items to members of the committee or subcommittee at least 72 hours before a business meeting.

(b) AMENDMENTS: First-degree amendments must be filed with the chairman of the committee or the subcommittee at least 24 hours before a business meeting. After the filing deadline, the chairman shall promptly distribute all filed amendments to the members of the committee or subcommittee.

(c) MODIFICATIONS: The chairman of the committee or the subcommittee may modify the notice and filing requirements to meet special circumstances, with the concurrence of the ranking member of the committee or subcommittee.

### RULE 5: BUSINESS MEETINGS: VOTING

#### (a) PROXY VOTING:

(1) Proxy voting is allowed on all measures, amendments, resolutions, or other matters before the committee or a subcommittee.

(2) A member who is unable to attend a business meeting may submit a proxy vote on any matter, in writing, orally, or through personal instructions.

(3) A proxy given in writing is valid until revoked. A proxy given orally or by personal instructions is valid only on the day given.

(b) SUBSEQUENT VOTING: Members who were not present at a business meeting and were unable to cast their votes by proxy may record their votes later, so long as they do so that same business day and their vote does not change the outcome.

#### (c) PUBLIC ANNOUNCEMENT:

(1) Whenever the committee conducts a rollcall vote, the chairman shall announce the results of the vote, including a tabulation of the votes cast in favor and the votes cast against the proposition by each member of the committee.

(2) Whenever the committee reports any measure or matter by rollcall vote, the report shall include a tabulation of the votes cast in favor of and the votes cast in opposition to the measure or matter by each member of the committee.

### RULE 6: SUBCOMMITTEES

(a) REGULARLY ESTABLISHED SUBCOMMITTEES: The committee has four subcommittees: Transportation and Infrastructure; Clean Air, Wetlands, Private Property, and Nuclear Safety; Superfund, Waste Control, and Risk Assessment; and Drinking Water, Fisheries and Wildlife.

(b) MEMBERSHIP: The committee chairman shall select members of the subcommittees, after consulting with the ranking minority member.

### RULE 7: STATUTORY RESPONSIBILITIES AND OTHER MATTERS

(a) ENVIRONMENTAL IMPACT STATEMENTS: No project or legislation proposed by any executive branch agency may be approved or otherwise acted upon unless the committee has received a final environmental impact statement relative to it, in accordance with section 102(2)(C) of the National Environmental Policy Act, and the written comments of the Administrator of the Environmental Protection Agency, in accordance with section 309 of the Clean Air Act. This rule is not intended to broaden, narrow, or otherwise modify the class of projects or legislative proposals for which environmental impact statements are required under section 102(2)(C).

#### (b) PROJECT APPROVALS:

(1) Whenever the committee authorizes a project under Public Law 89-298, the Rivers and Harbors Act of 1965; Public Law 83-566, the Watershed Protection and Flood Prevention Act; or Public Law 86-249, the Public Buildings Act of 1959, as amended; the chairman shall submit for printing in the Congressional Record, and the committee shall publish periodically as a committee print, a report that describes the project and the reasons for its approval, together with any dissenting or individual views.

(2) Proponents of a committee resolution shall submit appropriate evidence in favor of the resolution.

#### (c) BUILDING PROSPECTUSES:

(1) When the General Services Administration submits a prospectus, pursuant to section 7(a) of the Public Buildings Act of 1959, as amended, for construction (including construction of buildings for lease by the government), alteration and repair, or acquisition, the committee shall act with respect to

the prospectus during the same session in which the prospectus is submitted. A prospectus rejected by majority vote of the committee or not reported to the Senate during the session in which it was submitted shall be returned to the GSA and must then be resubmitted in order to be considered by the committee during the next session of the Congress.

(2) A report of a building project survey submitted by the General Services Administration to the committee under section 11(b) of the Public Buildings Act of 1959, as amended, may not be considered by the committee as being a prospectus subject to approval by committee resolution in accordance with section 7(a) of that Act. A project described in the report may be considered for committee action only if it is submitted as a prospectus in accordance with section 7(a) and is subject to the provisions of paragraph (1) of this rule.

(d) NAMING PUBLIC FACILITIES: The committee may not name a building, structure or facility for any living person, except former Presidents or former Vice Presidents of the United States, former Members of Congress over 70 years of age, or former Justices of the United States Supreme Court over 70 years of age.

#### RULE 8. AMENDING THE RULES

The rules may be added to, modified, amended, or suspended by vote of a majority of committee members at a business meeting if a quorum is present.●

#### ORDERS FOR WEDNESDAY, JANUARY 29, 1997

Mr. LOTT. Mr. President, I ask unanimous consent that when the Senate completes its business today it stand in adjournment until the hour of 9:30 a.m., Wednesday, January 29; further, immediately following the prayer, the routine requests through the morning hour be granted and the Senate then immediately proceed to executive session as under the previous order.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### PROGRAM

Mr. LOTT. Mr. President, for the information of all Senators, at 9:30 tomorrow morning the Senate will begin 30 minutes of debate on the nomination of Andrew Cuomo to be Secretary of the Department of Housing and Urban Development. Therefore, all Senators should expect the rollcall vote on the nomination to begin at approximately 10 a.m., on Wednesday.

Following the vote, I expect a period for the transaction of morning business to allow Senators to make statements and to introduce legislation.

It is also possible on Wednesday that the Senate will debate the nomination, at least for a while, of William Daley to be Secretary of Commerce. However, the vote on the nomination may occur on Thursday of this week, and it will not occur tomorrow. Once again, all Members will be notified when this vote is scheduled for a time certain.

#### ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. LOTT. Mr. President, if there is no further business to come before the

Senate, I now ask unanimous consent that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 5:59 p.m., adjourned until Wednesday, January 29, 1997, at 9:30 a.m.

#### NOMINATIONS

Executive nominations received by the Senate January 28, 1997:

##### DEPARTMENT OF ENERGY

FEDERICO PENA, OF COLORADO, TO BE SECRETARY OF ENERGY, VICE HAZEL ROLLINS O'LEARY, RETIRED.

##### FOREIGN SERVICE

THE FOLLOWING-NAMED CAREER MEMBERS OF THE SENIOR FOREIGN SERVICE OF THE DEPARTMENT OF STATE FOR PROMOTION IN THE SENIOR FOREIGN SERVICE TO THE CLASSES INDICATED:

CAREER MEMBERS OF THE SENIOR FOREIGN SERVICE OF THE UNITED STATES OF AMERICA, CLASS OF CAREER MINISTER:

JOHN C. KORNBLUM, OF MICHIGAN  
EDWARD S. WALKER, JR., OF MARYLAND

CAREER MEMBERS OF THE SENIOR FOREIGN SERVICE OF THE UNITED STATES OF AMERICA, CLASS OF MINISTER-COUNSELOR:

MARSHALL P. ADAIR, OF FLORIDA  
JEFFREY A. BADER, OF FLORIDA  
LAWRENCE REA BAER, OF CALIFORNIA  
DONALD KEITH BANDLER, OF PENNSYLVANIA  
JAMES W. BAYUK, OF ILLINOIS  
ELDON E. BELL, OF SOUTH DAKOTA  
JAMES D. BINDENAGEL, OF CALIFORNIA  
RALPH L. BOOYCE, JR., OF VIRGINIA  
PRUDENCE BUSHNELL, OF VIRGINIA  
WENDY JEAN CHAMBERLIN, OF VIRGINIA  
LYNWOOD M. DENT, JR., OF VIRGINIA  
C. LAWRENCE GREENWOOD, JR., OF FLORIDA  
JOHN RANDLE HAMILTON, OF VIRGINIA  
HOWARD FRANKLIN JETER, OF SOUTH CAROLINA  
CHARLES KARTMAN, OF VIRGINIA  
KATHRYN DEE ROBINSON, OF TENNESSEE  
PETER F. ROMERO, OF FLORIDA  
WAYNE S. RYCHAK, OF MARYLAND  
EARL A. WAYNE, OF CALIFORNIA  
R. SUSAN WOOD, OF FLORIDA

THE FOLLOWING-NAMED CAREER MEMBERS OF THE FOREIGN SERVICE FOR PROMOTION INTO THE SENIOR FOREIGN SERVICE, AND FOR APPOINTMENT AS CONSULAR OFFICERS AND SECRETARIES IN THE DIPLOMATIC SERVICE, AS INDICATED:

CAREER MEMBERS OF THE SENIOR FOREIGN SERVICE OF THE UNITED STATES OF AMERICA, CLASS OF COUNSELOR:

WARRINGTON E. BROWN, OF NEW JERSEY  
LAWRENCE E. BUTLER, OF MAINE  
JAMES PHILIP CALLAHAN, OF FLORIDA  
JAMES J. CARRAGHER, OF CALIFORNIA  
JOHN R. DINGER, OF IOWA  
BEN FLOYD FAIRFAX, OF VIRGINIA  
NICK HAHN, OF CALIFORNIA  
WILLIAM THOMAS HARRIS, JR., OF FLORIDA  
ANN KELLY KORKY, OF NEW JERSEY  
RICHARD E. KRAMER, OF TENNESSEE  
RICHARD BURDETTE LEBARON, OF VIRGINIA  
ANTOINETTE S. MARWITZ, OF VIRGINIA  
ROBERT JOHN MCANNENY, OF CONNECTICUT  
EDWARD MCKEON, OF THE DISTRICT OF COLUMBIA  
WILLIAM T. MONROE, OF CONNECTICUT  
LAUREN MORIARTY, OF HAWAII  
MICHAEL C. MOZUR, OF VIRGINIA  
STEPHEN D. MULL, OF PENNSYLVANIA  
MICHAEL ELEAZAR PARMILY, OF FLORIDA  
JO ELLEN POWELL, OF THE DISTRICT OF COLUMBIA  
DAVID E. RANDOLPH, OF ARIZONA  
VICTOR MANUEL ROCHA, OF CALIFORNIA  
ANTHONY FRANCIS ROCK, OF NEW HAMPSHIRE  
LAWRENCE GEORGE ROSSIN, OF CALIFORNIA  
JOHN M. SALAZAR, OF NEW MEXICO  
SANDRA J. SALMON, OF FLORIDA  
JANET A. SANDERSON, OF ARIZONA  
RONALD LEWIS SCHLICHER, OF TENNESSEE  
JOSEPH B. SCHREIBER, OF MICHIGAN  
RICHARD HENRY SMYTH, OF CALIFORNIA  
WILLIAM A. STANTON, OF CALIFORNIA  
GREGORY MICHAEL SUCHAN, OF OHIO  
LAURIE TRACY, OF VIRGINIA  
FRANK CHARLES URBANIC, JR., OF INDIANA  
HARRY E. YOUNG, JR., OF MISSOURI

CAREER MEMBERS OF THE SENIOR FOREIGN SERVICE, CLASS OF COUNSELOR, AND CONSULAR OFFICERS AND SECRETARIES IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

JOHN R. BAINBRIDGE, OF MARYLAND  
BERNARD W. BIES, OF SOUTH DAKOTA  
MELVIN L. HARRISON, OF VIRGINIA  
LAWRENCE N. HILL, OF CALIFORNIA  
BERNARDO SEGURA-GURON, OF VIRGINIA  
MARK STEVENS, OF FLORIDA  
FREDERICK J. SUMMERS, OF CALIFORNIA  
BROOKS A. TAYLOR, OF NEW HAMPSHIRE  
WILLIAM L. YOUNG, OF VIRGINIA

##### IN THE ARMY

THE FOLLOWING-NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE U.S. ARMY AND FOR

REGULAR APPOINTMENT (IDENTIFIED BY AN ASTERISK (\*)) UNDER TITLE 10, UNITED STATES CODE, SECTIONS 624 AND 531:

##### To be colonel

RICHARD COOPER, 0000  
NEIL DENNINGTON, 0000  
HUGH L. DUKES, 0000  
JANET Y. HORTON, 0000  
KENNETH LEINWAND, 0000  
LAWRENCE R. MACK, 0000  
DAVID E. MCLEAN, 0000  
\*OWEN J. MULLEN, 0000  
GREGORY SCHANNP, 0000

##### IN THE AIR FORCE

THE FOLLOWING-NAMED OFFICERS FOR APPOINTMENT TO THE GRADES INDICATED IN THE U.S. AIR FORCE AND FOR REGULAR APPOINTMENT (IDENTIFIED BY AN ASTERISK (\*)) UNDER TITLE 10, U.S.C., SECTIONS 624 AND 531:

##### To be colonel

NEAL A. ANDREN, 0000  
DAVID R. ARBUTINA, 0000  
JOSEPH A. BARTOLONI, JR., 0000  
GEORGE V. BLACKWOOD, 0000  
STEVEN B. BLANCHARD, 0000  
JAMES E. BLOOD, 0000  
VICTOR P. BRADFORD, 0000  
RAYMOND J. BYRON, JR., 0000  
CHARLES W. CAMPBELL, JR., 0000  
GERARD A. CARON, 0000  
JON M. CARSON, 0000  
JAMES D. COLLIER, 0000  
DAVID E. CORMAN, 0000  
CHARLES W. COTTA, 0000  
EDWARD R. CUNNINGHAM, 0000  
JOSEPH A. DEERING, 0000  
STEPHEN DERDAK, 0000  
KENNETH F. DESKOSIER, 0000  
WILLIAM E. DICKERSON, 0000  
PHILIP J. DUCHAMP, 0000  
JAMES R. EBERT, 0000  
SAMUEL B. ECHAURE, 0000  
MARK A. EDIGER, 0000  
MICHAEL F. EYOLFSON, 0000  
\*JOSEPH C. FARMER, 0000  
MICHAEL L. FARRELL, 0000  
CESARIO F. FERREZ, JR., 0000  
THOMAS J. FOGARTY, 0000  
CRAIG B. FOWLER, 0000  
DONALD S. GEEZE, 0000  
DAVID E. GEYER, 0000  
PENNY M. GIOVANNETTI, 0000  
DENNIS N. GRAHAM, 0000  
RICHARD G. GRIFFITH, 0000  
DAVID L. GUERRA, 0000  
DALE C. GULLICKSON, 0000  
LYNN F. HAINES, 0000  
MOLLY J. HALL, 0000  
RAYMOND H. HANCOCK, 0000  
LEO M. HATTTRUP, 0000  
PAUL A. HEIDEL, 0000  
JAY B. HIGGS, 0000  
DANIEL T. HINKIN, 0000  
GEORGE M. HORSLEY, 0000  
DAVID E. HRNCIR, 0000  
LOREN M. JOHNSON, 0000  
ALBERT L. KLINE, 0000  
PHILIP A. LAKIER, 0000  
JOHN A. LEVON, 0000  
KATHLEEN A. LINDELL, 0000  
CHRISTIAN L. MAEDER, 0000  
CHARLES T. MORTON, 0000  
MICHAEL F. NEUBAUER, 0000  
JERRY B. OWEN, 0000  
JOSEPH M. PALMA, 0000  
NANCY G. PERRY, 0000  
RONALD C. PRATT, 0000  
ROMIE N. RICHARDSON, 0000  
JOHN C. RIGILANO, 0000  
DOUGLAS P. ROCKWOOD, 0000  
MELISSA ROSADODECHRISTENSON, 0000  
RUDOLF R. ROTH, 0000  
FREDERICK W. RUDGE, 0000  
DAVID C. RUPP, 0000  
KEVIN P. RYAN, 0000  
ARLEEN M. SAENGER, 0000  
MAURICE R. SALAMANDER, 0000  
ALAN C. SCHOLD, 0000  
COURTNEY D. SCOTT, JR., 0000  
STEPHEN J. SHARP, 0000  
MICHAEL F. SHIGDLOSKEY, 0000  
LESLIE M. SHIGETANI, 0000  
STEPHEN M. SILVERS, 0000  
RICK M. SMITH, 0000  
LAWRENCE SPENCE, 0000  
RICHARD L. STAHLMAN, 0000  
WILLIAM E. STRAMPE, 0000  
DONALD J. SWIERENGA, 0000  
JOE R. TAYLOR, 0000  
CYNTHIA P. THIEL, 0000  
THOMAS W. TOWNSEND, 0000  
THOMAS W. TRAVIS, 0000  
DANIEL L. VAN STOC, 0000  
ROBERT L. VANHOUSE, 0000  
JUDITH A. VARNAU, 0000  
RONALD G. VERRETTI, 0000  
KEVIN H. VOSS, 0000  
JANE B. WARD, 0000  
KEVIN B. WEST, 0000  
MARIE Y.A. WILLIAMS, 0000  
DAVID T. WOFFORD, 0000  
ROBERT C. ZALME, 0000  
PAUL R. ZIAYA, 0000  
BENTON P. ZWART, 0000